

Prob 12B

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

**PETITION TO MODIFY THE CONDITIONS OR TERM OF SUPERVISION  
WITH CONSENT OF THE OFFENDER**

(*Probation Form 49, Waiver of Hearing, is on file*)

**Offender Name:** Lilia FLORES  
**Docket Number:** 1:99CR005272-02  
**Offender Address:** Bakersfield, California  
**Judicial Officer:** Honorable Oliver W. Wanger  
United States District Judge  
Fresno, California  
**Original Sentence Date:** 11-19-01  
**Original Offense:** 21 USC 846 and 841(a)(1), Conspiracy to Distribute  
and Possess With Intent to Distribute Cocaine and  
Cocaine Base (CLASS A FELONY)  
**Original Sentence:** Time served; 60 months TSR; mandatory drug testing;  
\$100 special assessment  
**Special Conditions:** 1) Search and seizure; 2) Financial disclosure; 3) No  
pager/cellular phone without permission; 4) Mental  
health counseling; 5) Register as a drug offender  
**Type of Supervision:** Supervised release  
**Supervision Commenced:** 11-19-01  
**Assistant U.S. Attorney:** Kevin Rooney      **Telephone:** (559) 497-4000  
**Defense Attorney:** Mark Coleman      **Telephone:** (559) 233-2333  
**Other Court Action:**  
**06-01-04:** The Court was requested to delete special condition  
requiring drug registration due to releasee's offense  
being a non-registerable offense.

**RE: Lilia FLORES**

**Docket Number: 1:99CR005272-02 REC**

**PETITION TO MODIFY THE CONDITIONS OR TERM  
OF SUPERVISION WITH CONSENT OF THE OFFENDER**

**06-02-05:**

The Court modified conditions of supervision requiring placement of releasee in a residential community corrections center for a period not to exceed 120 days for the use of marijuana and failure to report to the probation officer.

**08-29-05:**

The Court modified conditions of supervision requiring placement of releasee in a residential community corrections center for a period not to exceed 120 days for previously leaving the community corrections center without permission.

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**PETITIONING THE COURT**

**To modify the conditions of supervision as follows:**

- 1) The defendant shall reside and participate in a residential community correctional center, for a period not exceed 30 days; said placement shall commence as directed by the probation officer pursuant to 18 USC 3563(b)(11). The defendant shall pay cost of confinement as determined by the Bureau of Prisons.

**Justification:** On December 16 and 17, 2005, followed by February 10 and 11, 2006, Ms. Flores failed to provide urine specimens at the Turning Point, Bakersfield, drug aftercare program as directed. On both occasions Ms. Flores provided unacceptable excuses. The undersigned believes that a temporary stay in the community corrections center will allow Ms. Flores an opportunity to get back on track. Further, it will allow her to seek employment while continuing to drug test and participate in counseling at the facility. Ms. Flores has signed a Probation Form 49 - Waiver, agreeing to the modification and she has been informed that failure to test as directed in the future may result in a more restrictive recommendation.

**RE: Lilia FLORES  
Docket Number: 1:99CR005272-02 REC  
PETITION TO MODIFY THE CONDITIONS OR TERM  
OF SUPERVISION WITH CONSENT OF THE OFFENDER**

Respectfully submitted,

/s/ Thomas A. Burgess  
**THOMAS A. BURGESS**  
**Senior United States Probation Officer**  
Telephone: (661) 861-4392

**DATED:** February 16, 2006  
Bakersfield, California  
TAB:dk

/s/ Rick C. Louviere

**REVIEWED BY:** \_\_\_\_\_  
**RICK C. LOUVIERE**  
**Supervising United States Probation Officer**

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**THE COURT ORDERS:**

- ( X ) Modification approved as recommended.  
( ) Modification not approved at this time. Probation Officer to contact Court.  
( ) Other:

Feb. 22, 2006

Date

/s/ OLIVER W. WANGER

**Signature of Judicial Officer**

cc: United States Probation  
Kevin Rooney, Assistant United States Attorney  
Mark Coleman, Appointed Counsel  
Defendant  
Court File